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*Mary A Schott*

Mary A. Schott  
Clerk of Court



5 Entered on Docket  
February 24, 2023

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Noteholders*

16 **UNITED STATES BANKRUPTCY COURT**

17 **DISTRICT OF NEVADA**

18 In re: Case No.: 22-14422-NMC  
19 MUSCLEPHARM CORPORATION, Chapter 11  
20 Debtor. Date: N/A  
Time: N/A

22 **ORDER GRANTING EX PARTE APPLICATION FOR EXAMINATION OF FRCP  
30(b)(6) DESIGNEE OF DEBTOR MUSCLEPHARM CORPORATION  
PURSUANT TO BANKRUPTCY RULE 2004**

24 Upon the *Ex Parte Application for Examination of FRCP 30(b)(6) Designee of Debtor*  
25 *MusclePharm Corporation Pursuant to Bankruptcy Rule 2004* (the "Ex Parte Application"), filed  
26 by Empery Tax Efficient, LP, in its capacity as collateral agent (in such capacity, "Empery") of

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1 the Secured Noteholders with respect to the Notes,<sup>1</sup> by and through its counsel, Garman Turner  
 2 Gordon LLP, and good cause appearing therefor;

3           **IT IS HEREBY ORDERED** that Designee of Debtor MusclePharm Corporation  
 4 (“Debtor”) shall appear for a Rule 2004 examination on a date after March 13, 2023, pursuant to  
 5 FED. R. BANKR. P. 2004, regarding matters that are within the permitted scope of Rule 2004,  
 6 including without limitation the Debtor’s assets, liabilities, conduct, and property. Empery shall  
 7 issue a separate notice setting forth the date and location of the examination.

8           **IT IS FURTHER ORDERED** that the examination may be continued from day to day  
 9 until concluded and that the examination will be recorded by a certified court reporter by  
 10 stenographic means and may also be videographically recorded.

11           **IT IS SO ORDERED.**

12 PREPARED AND SUBMITTED BY:

13 GARMAN TURNER GORDON LLP

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 15 By: /s/Mark M. Weisenmiller  
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27           <sup>1</sup> Capitalized terms not defined herein shall be ascribed the definitions set forth in the declaration of Timothy Silver  
 28 [ECF No. 52].